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6 **UNITED STATES DISTRICT COURT**
7 **NORTHERN DISTRICT OF CALIFORNIA**
8 **SAN FRANCISCO DIVISION**

9 ROSE-MAI ROBICHAUD, individually and on
10 behalf of all others similarly situated,

11 *Plaintiff,*

12 v.

13 SPEEDYPC SOFTWARE, a British Columbia
14 company,

Defendant.

Case No. C 12-04730 LB

**STIPULATION AND [PROPOSED]
ORDER REGARDING ADR PROCESS**

Judge: Honorable Laurel Beeler

15 Counsel report that they have met and conferred regarding ADR and have reached the
16 following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

17 The parties agree to participate in the following ADR process:

18 **Court Processes:**

- 19 – Non-binding Arbitration (ADR L.R. 4)
20 – Early Neutral Evaluation (ENE) (ADR L.R. 5)
– Mediation (ADR L.R. 6)

21 *(Note: Parties who believe that an early settlement conference with a Magistrate Judge is*
22 *appreciably more likely to meet their needs than any other form of ADR must participate in an ADR*
Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5.)

23 **Private Process:**

24 **X** Private ADR (please identify process and provider): The parties agree that
25 mediation conducted by a neutral selected from the roster at JAMS or a similar provider may be the
26 most effective method of ADR at the appropriate time.
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1 The parties agree to hold the ADR session by:

2 – The presumptive deadline (*The deadline is 90 days from the date of the order*
3 *referring the case to an ADR process unless otherwise ordered.*)

4 X Other requested deadline: The parties have conferred and agreed that ADR will
5 be most productive after they have engaged in at least some discovery in the case.
6 Accordingly, they respectfully request that the Court not schedule a deadline to
7 proceed with ADR, but rather, that they apprise the Court of their intention to proceed with a
8 private mediation once scheduled.

9 Dated: March 28, 2013

/s/ Benjamin H. Richman
Attorney for Plaintiff

11 Dated: March 28, 2013

/s/ Richard M. Williams
Attorney for Defendant

14 CONTINUE TO FOLLOWING PAGE

[PROPOSED] ORDER

— The parties' stipulation is adopted and IT IS SO ORDERED.

— The parties' stipulation is modified as follows, and IT IS SO ORDERED.

ENTERED: _____

HONORABLE LAUREL BEELER
UNITED STATES MAGISTRATE JUDGE